IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

MONDAY, THE THIRTEENTH DAY OF SEPTEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE A.GOPAL REDDY

WRIT PETITION No. 17182/2004

Between:

Syed Azher Ali, S/o Syed Asghar Akli, aged 25 years

Occu: Unemployed, resident of H.No.10-6-315/2 Syed Nagar-2,First Lancer, Hyderabad.

..... PETITIONER

AND

The Regional Passport Officer, Regional Passport Office, Near Clock

Tower, Secuderabad.

.....RESPONDENT

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue writ of Mandamus or any other appropriate writ, order or direction declaring the inaction of the respondent in considering representation of petitioner served on respondent on 7-9-2002 as illegal, arbitrary and unconstitutional and consequential the respondent may be directed to correct the date of birth of petitioner as 20-5-1977 instead of 20-5-1973 in passport NO. A 0350734 alternatively to issue fresh passport with correct date of birth as 20-5-1977.

For the Petitioner: Sri Mohd. Ghulam Hussain, Advocate

For the Respondents.: Sri A.Rajasekhar Reddy, Standing Counsel for Central Government.

The Court made the following :

ORDER:

Learned counsel for the petitioner seeks permission of the court to withdraw the writ petition with a liberty to file a representation before the respondent, namely, Passport Officer, Regional Passport Office, seeking correction of date of birth.

Permission granted.

The writ petition is accordingly dismissed as withdrawn with a liberty to file a representation to the respondent seeking correction of date of birth. It is needless to say, if the same is not entertained, petitioner is at liberty move the proper court for his redressal.

A.GOPAL REDDY,J

Dt. 13-9-2004

Kmr

To

1. The Regional Passport Officer, Regional Passport Office, Near Clock Tower, Secuderabad.

2. Two CD copies.